



# MIAMI BEACH

## City Commission Meeting

City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive  
November 16, 2005

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Mayor David Dermer  
Vice-Mayor Richard L. Steinberg  
Commissioner Matti Herrera Bower  
Commissioner Simon Cruz  
Commissioner Luis R. Garcia, Jr.  
Commissioner Saul Gross  
Commissioner Jose Smith

City Manager Jorge Gonzalez  
City Attorney Murray H. Dubbin  
City Clerk Robert E. Parcher

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### ATTENTION ALL LOBBYISTS

Chapter 2, Article VII, Division 3 of the City Code of Miami Beach entitled "Lobbyists" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Commission, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyists laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

Meeting called to order at 11:11:08 a.m.

*Times based on the digital recording in the City Clerk's Office*

### REGULAR AGENDA

**Legislation concerning results from the City of Miami Beach's November 15, 2005 General Election.**

**The actual Election Resolutions to be considered for passage by the City of Miami Beach Commission on November 16, 2005 will be publicly available by 11:00 a.m. on that date.**

**Note: Either R7A (No Run-off Election needed) or R7B (Run-off Election needed) to be adopted.**

**R7 - Resolutions**

- R7A1 A Resolution Adopting The Certificates Of The Results Of The November 15, 2005 General Election For The City Of Miami Beach, Adjourning The City Of Miami Beach Canvassing Board For The November 15, 2005 General Election, And Declaring Candidates Elected.

(City Attorney's Office)

**ACTION: Due to the Run-Off Election on November 29, 2005, no action taken on this item.**

- R7A2 A Resolution Electing Commissioner Richard L. Steinberg As Vice-Mayor For A Term Commencing On November 16, 2005, And Terminating On February 28, 2006, Or On Such Date When A New Vice-Mayor Is Thereafter Elected.

(City Clerk's Office)

**ACTION: Due to the Run-Off Election on November 29, 2005, no action taken on this item.**

**11:14:00 a.m.**

- R7B City Of Miami Beach General Election Results And Calling Run-Off Election.

- 1) A Resolution Adopting The Certificate Of The Results Of The November 15, 2005 General Election For The City Of Miami Beach And Adjourning The City Of Miami Beach Canvassing Board For The November 15, 2005 General Election.

**ACTION: Resolution No. 2005-26047 adopted.** Motion made by Vice-Mayor Steinberg; seconded by Commissioner Gross; Voice vote: 4-0; Absent: Commissioners Bower, Cruz and Smith. Robert Parcher to handle.

- 2) A Resolution Calling For A Run-Off Election To Be Held On November 29, 2005 In The City Of Miami Beach For The Purpose Of Electing A City Commissioner In Group I; Providing For Conduct Of Same By The Miami-Dade County Elections Division; Providing That Voting Precincts Shall Be Those As Established By Miami-Dade County; Providing For Notice Of Elections; Providing For The Form Of Ballot; Providing For Absentee Balloting And Registration Of Voters In Accordance With State Law; Providing For Payment For Conducting Election To Miami-Dade County.

**ACTION: Resolution No. 2003-26048 adopted.** Motion made by Commissioner Gross; seconded by Vice-Mayor Steinberg; Voice vote: 4-0; Absent: Commissioners Bower, Cruz and Smith. Robert Parcher to handle.

- 3) Designation Of City Of Miami Beach Canvassing Board For November 29, 2005 Run-Off Election.

(City Attorney's Office)

**ACTION:** Motion made by Commissioner Garcia to have the same Canvassing Board used for the November 15, 2005 Election; seconded by Commissioner Gross; Voice vote: 4-0; Absent: Commissioners Bower, Cruz and Smith. Robert Parcher to handle.

**11:12:43 a.m.**

Mayor Dermer announced that Mr. Robert Tisch passed away due to brain cancer. On behalf

of the City, the Mayor extended condolences to the entire Tisch family.

**11:13:03 a.m.**

Commissioner Garcia stated that he received a complaint from one of the candidates that lost the election, regarding a taped telephone endorsement by Mayor Dermer of Alex Annunziato, which included the Mayor and the City Commission on his endorsement.

Mayor Dermer announced that there is a copy of the tape and that it could be played on the City TV Channel 77 as many times as possible. He added that he fully endorses Alex Annunziato for City Commissioner and explained that Mr. Annunziato is extremely competent and qualified for City Commissioner. He stated that he taped the message, as well as doing commercials, and working precincts, and he did it with great pride because he hopes that Mr. Annunziato will join them on the dais. He stated that everybody is free to support any candidate. This ad was paid by the campaign of Mr. Alex Annunziato and he is proud to endorse him and he hopes the calls had an effect.

Commissioner Garcia stated that he endorses Mr. Jerry Libbin and stressed the fact that he received a call from one of the losing candidates stating that the Mayor's advertisement included the Mayor and the City Commission.

Mayor Dermer stated that this is inaccurate.

Commissioner Garcia explained that if the City Commission was included, it would be a violation; and if not, he is just passing the message given to him.

Mayor Dermer requested that the ad be played on the City TV Channel 77 and he would also call Mr. Annunzaito's campaign office, and added that the press should also have a copy of the tape.

Commissioner Garcia stated that as long as the press gets a copy and the City Commission gets a copy also, that will be sufficient.

Commissioner Gross stated that it is neither proper nor necessary to play the video and requested the City Clerk to review the tape. **Robert Parcher to handle.**

Commissioner Garcia stated that he is happy to have the Legal Department and the City Clerk review the tape. **Legal Department to handle.**

Mayor Dermer explained that the City Commission was not involved in his report and emphasized that he endorses Alex Annunziato and is proud of him. He stated that Alex ran an outstanding campaign and he will continue to support him. He also stated that Mr. Annunziato is the youngest State Trooper in the history of the organization to be able to rise to that level at 25 years of age.

Robert Parcher, City Clerk, announced that the Run-Off Election is scheduled on Tuesday, November 29, 2005.

Motion made by Commissioner Gross to adjourn the meeting; seconded by Vice-Mayor Steinberg.

**End of Regular Agenda**

Meeting adjourned at 11:17:29 a.m.